

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

ROBERT BLANKENSHIP, )  
Plaintiff, )  
vs. )  
PFIZER, INC., BOEHRINGER ) CIVIL ACTION NO. 2:06cv-648  
INGELHEIM PHARMACEUTICALS, )  
INC.; DAVID ROHLING; KMART OF )  
MICHIGAN, INC.; ART REDDING; )  
KELLI STRANGE, et al., )  
Defendants. )

OPPOSITION TO DEFENDANT DAVID ROHLING,  
KELLI STRANGE AND ART REDDING'S MOTION TO DISMISS

Comes now Plaintiff, Robert Blankenship and responds to Defendant David Rohling, Kelli Strange and Art Redding's Motion to Dismiss as follows:

1. Defendants' scant motions are due to be DENIED.
2. Plaintiff has adequately pleaded viable claims against all the Defendants.
3. Plaintiff adopts and incorporates herein the arguments in Plaintiff's Brief in Support of Motion to Remand filed contemporaneously herewith and all attachments thereto.

Respectfully submitted this the 4<sup>th</sup> day of August, 2006.

/s/ J. Greg Allen  
J. GREG ALLEN (ALL021)  
Attorney for Plaintiff

OF COUNSEL:

BEASLEY, ALLEN, CROW,  
METHVIN, PORTIS & MILES, P.C.  
P.O. Box 4160  
Montgomery, AL 36104  
(334) 269-2343

**CERTIFICATE OF SERVICE**

I hereby certify that I have electronically filed the foregoing document with the Court using the CM/ECF system, which will send notification of such filing to the following on this the 4<sup>th</sup> day of August, 2006.

/s/ J. Greg Allen  
OF COUNSEL

**Attys for Defendants Boehringer  
Ingelheim Pharmaceuticals, Inc.  
and David Rohling**

Maibeth J. Porter  
Alvin L. Fox  
Edward A. Hosp  
Marcia P. Braswell  
MAYNARD, COOPER & GALE  
1901 Sixth Avenue North, Suite 2400  
Birmingham, Alabama 35203-2602

Beth S. Rose  
Stuart M. Feinblatt  
Jennifer Ewers Hurley  
SILLS CUMMIS EPSTEIN & GROSS P.C.  
One Riverfront Plaza  
Newark, New Jersey 07102

**Attys for Defendant Pfizer, Inc.**

F.M. Haston, III  
Andrew B. Johnson  
BRADLEY ARANT ROSE & WHITE LLP  
One Federal Place  
1819 5<sup>th</sup> Avenue North  
Birmingham, Alabama 35203

Kimberly Bessiere Martin  
BRADLEY ARANT ROSE & WHITE LLP  
200 Clinton Avenue West  
Suite 900  
Huntsville, Alabama 35801

**Attys for Defendants Art Redding  
and Kelly Strange**

Philip F. Hutcheson  
BOARDMAN, CARR & HUTCHESON, P.C.  
400 Boardman Drive  
Chelsea, Alabama 35043-8211